

**STATE OF ILLINOIS
HUMAN RIGHTS COMMISSION**

Meeting of Panel C
September 25, 2013
11:00 a.m.

James R. Thompson Center
Murdock Room - IDHS
100 W. Randolph Street, Suite 5-300
Chicago, Illinois 60601

MINUTES

Present: Commissioners

Diane M. Viverito, Panel Chair
David J. Walsh
Rozanne Ronen (via telephone)

Staff

Donyelle L. Gray
Evelio Mora
Christine Welninski
Jessica Katlin (Coles Fellow)

Public

Princess Dempsey

I. Call to Order.

A meeting of Human Rights Commission Panel C was called to order on September 25, 2013, at 11:00 a.m. by Panel Chair Diane M. Viverito.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

1. A quorum of the public body was present at the meeting.
2. Prior to the meeting, Commissioner Ronen gave notice and good cause to the General Counsel and Secretary of the Public Body, Donyelle Gray that she would be unable to be physically present at the meeting. Commissioner Ronen requested to participate via telephone.

3. A motion to allow Commissioner Ronen to participate via telephone was made by Commissioner Viverito and seconded by Commissioner Walsh. Motion carried 2-0.

II. Consideration of Minutes.

The minutes of the meeting of June 26, 2013, were approved as amended, item II (B) to read, "Motion to decline review made by Commissioner Walsh, seconded by Commissioner Ronen". Motion to approve the minutes of June 26, 2013 as amended made by Commissioner Viverito, seconded by Commissioner Walsh. Motion carried 3-0.

III. Contested Matter

Lorena G. Mendoza v. Familia Foods, Inc.

Charge No.: 2011CF2908

ALS No.: 12-0468

Pending before the Panel were the Complainant's exceptions to the ALJ's Recommended Order and Decision ("ROD"). The Panel voted to grant review of the ROD and voted to remand the matter to the ALJ for further proceedings. Motion made by Commissioner Walsh, seconded by Commissioner Ronen. Motion carried 3-0.

III. Requests for Review

A) Deloris Johnson v. Ciba Vision Corporation

Charge No.: 2010CF4082

ALS No.: 11-0657

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Ronen, seconded by Commissioner Walsh. Motion carried 3-0.

B) Carolyn Whitten v. Borg Warner Automotive

Charge No.: 2010CF1756

ALS No.: 11-0658

The Panel sustained the dismissal in the above-referenced matter for Expiration of Time Period to File a Complaint with the Commission. Motion made by Commissioner Walsh, seconded by Commissioner Ronen. Motion carried 3-0.

C) Mary Taylor v. SOI Department of Human Rights

Charge No.: 2010CP4220

ALS No.: 11-0659

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Ronen, seconded by Commissioner Walsh. Motion carried 3-0.

D) Eleanor Diane Kirby v. Dunkin Brands

Charge No.: 2010CF3166

ALS No.: 11-0660

The Panel sustained the dismissal in the above-referenced matter for Expiration of Time Period to File a Complaint with the Commission. Motion made by Commissioner Walsh, seconded by Commissioner Ronen. Motion carried 3-0.

E) Melvin Jackson v. Compass Group USA, Inc.

Charge No.: 2011CF0884

ALS No.: 11-0661

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Ronen, seconded by Commissioner Walsh. Motion carried 3-0.

F) Kahlil Baldwin v. Alliance Airlines

Charge No.: 2010CF3333

ALS No.: 11-0662

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh, seconded by Commissioner Ronen. Motion carried 3-0.

IV. Motion for Additional Attorney Fees and Cost

A) Cheryl Lockard v. First Baptist Church

Charge No.: 2004SN3084

ALS No.: S05-472

B) Cheryl Lockard v. Keith Jones

Charge No.: 2004SN3085

ALS No.: S05-470

The paneled voted to grant the Respondent 21 days to file a Response to the Complainant's Motion in the above referenced matters. Motion made by Commissioner Viverito, seconded by Commissioner Walsh. Motion carried 3-0.

V. Motion to Enforce Judgment

Vinston Birdin v. Proviso Township, High School District #209
Charge No.: 2008CA0790 ALS No.: 10-0078

The paneled voted to grant the Motion. Motion made by Commissioner Walsh, seconded by Commissioner Ronen. Motion carried 3-0.

VI. Motion for Leave to Withdraw as Counsel

Norman Watts v. Home Depot USA Inc.
Charge No.: 2011CA3162 ALS No.: 12-0208

The paneled voted to grant the Motion. Motion made by Commissioner Viverito, seconded by Commissioner Walsh. Motion carried 3-0.

VII. Motion to Voluntarily Dismiss a Request for Review

A) *Patrick Sullivan v. Board of Education of Oak Park School District 97*
Charge No.: 2010CN4386 ALS No.: 13-0013

The paneled voted to grant the Motion. Motion made by Commissioner Ronen, seconded by Commissioner Viverito. Motion carried 3-0.

B) *Steven R. Jensen v. Calumet Carton Company*
Charge No.: 2011CA2018 ALS No.: 12-0300

The paneled voted to grant the Motion. Motion made by Commissioner Ronen, seconded by Commissioner Viverito. Motion carried 3-0.

VIII. Motion to Amend Request for Review

Benny L. Stewart v. Theatrical Stage Employees Union, Local No. 2
Charge No.: 2013CA0520 ALS No.: 13-0392

The paneled voted to grant the Motion. Motion made by Commissioner Walsh, seconded by Commissioner Ronen. Motion carried 3-0.

IX. Motion

Gloria J. Kasey v. Parkway Condo Association
Charge No.: 2013CH1867 ALS NO.: 13-0315

The paneled voted to strike the Motion for lack of jurisdiction. Motion made by Commissioner Walsh, seconded by Commissioner Ronen. Motion carried 3-0.

X. Settlements

DHR#	Complainant	Respondent
1. 2013SH1023	K. Brown	Leman Property Management
2. 2013CH2151	#1 M. Stielow #2 A. Stielow	#1 American Midwest Bank et al.
3. 2013CH3200	G. Rech	#1 McKenzie Management, Inc. et al.
4. 2012CH3761	IDHR & L. Jones	L. Gribble

The paneled voted to approve settlements 1 through 4. Motion made by Commissioner Ronen, seconded by Commissioner Viverito. Motion carried 3-0.

XI. Adjournment.

The meeting was adjourned at 11:50 a.m. Motion made by Commissioner Walsh, seconded by Commissioner Ronen. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray
General Counsel